

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
	:	<input type="checkbox"/> PROVISIONAL ORDER
	:	OF DISCIPLINE
LUCILLE HERBERT	:	
License #26NR08148600	:	<input checked="" type="checkbox"/> FINAL ORDER
	:	OF DISCIPLINE
	:	(Finalized by default
TO PRACTICE NURSING IN THE	:	on _____)
STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Lucille Herbert ("Respondent") is a Registered Professional Nurse in the State of New Jersey and has been a licensee at all times relevant hereto.

2. On or about April 9, 2014, Respondent completed and submitted an online biennial renewal application. Respondent was

asked on the biennial renewal application whether Respondent would have "completed the required continuing education credits by May 31, 2014," referring to the biennial renewal period of June 1, 2012 to May 31, 2014. Respondent answered "No" and certified that answer by submitting the online application.

3. The Board sent a letter of inquiry requesting, in part, documentation of completed continuing education to Respondent's address of record in Easton, Pennsylvania, via regular and certified mail on or about July 9, 2014.

4. In response to the Board's letter, Respondent provided proof of completion of 30 hours of continuing education which were completed after the June 1, 2012 to May 31, 2014 renewal period.

CONCLUSIONS OF LAW

Pursuant to N.J.A.C. 13:37-5.3(b), nurses are required to complete a minimum of thirty (30) hours of continuing education during the preceding biennial period in order to renew their licenses. Pursuant to N.J.A.C. 13:37-5.3(f), nurses are required to maintain documentation of completion of continuing education for a period of four years after completion, and shall submit such documentation to the Board upon request.

Respondent failed to demonstrate, to the satisfaction of the Board, that Respondent completed the continuing education credits required for renewal during the biennial period of June 1, 2012 to May 31, 2014. The Board therefore finds Respondent in violation

of N.J.A.C. 13:37-5.3(b) and 13:37-5.3(f), which in turn subjects Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Based on the Foregoing findings and conclusions, a Provisional Order of Discipline suspending respondent's license to practice nursing in the state of New Jersey was entered on December 17, 2015 and a copy served on respondent. The provisional Order was subject to finalization by the Board at 5:00 pm on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent responded to the Order and provided a certified check for \$250.00. Respondent's submissions were reviewed by the Board, and the Board determined that further proceedings were not necessary and that the material discrepancies had been raised. The board was not persuaded that the submitted material merited further consideration, as respondent did not dispute the Findings of Fact or Conclusions of Law.

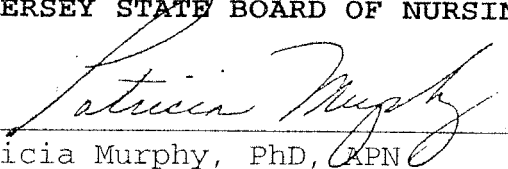
ACCORDINGLY, IT IS on this 27th day of April, 2016,

ORDERED that:

1. Respondent is assessed a civil penalty in the amount of two hundred and fifty dollars (\$250) for failing to timely complete required continuing education

NEW JERSEY STATE BOARD OF NURSING

By: _____


Patricia Murphy, PhD, APN
Board President